

DISTRICT OF MASSACHUSETTS
BOSTON, MASSACHUSETTS

UNITED STATES

v.

DANIEL KEO KUNG

Affidavit

I, Todd I. Richards, Special Agent, Federal Bureau of Investigation (FBI),
being duly sworn upon my oath, depose and state the following:

1. I have been a Special Agent for approximately 16 years, assigned to the
Boston Division of the FBI, and currently assigned to the Lowell Resident Agency.

2. The Middlesex County District Attorney's Office has requested the
assistance of the FBI in the location and apprehension of DANIEL KEO KUNG, date of
birth: **** **, 1980, social security number: ***-**-2457. A copy of the letter requesting
such assistance is attached hereto.

3. I have conducted an investigation and determined the following:

a. On June 28, 2004, DANIEL KEO KUNG was charged with the crimes of
MURDER in violation of Massachusetts General Law, Chapter 265, Section 1 and
CARRYING A FIREARM WITHOUT A LICENSE in violation of Massachusetts General
Law, Chapter 269, Section 10(a).

b. The crime of MURDER is a felony offense punishable by a maximum
penalty of Life imprisonment. The crime of CARRYING A FIREARM WITHOUT A
LICENSE is a felony offense punishable by a maximum penalty of five years imprisonment.

c. On June 28, 2004, a warrant was issued by the Lowell, Massachusetts
District court for the arrest of DANIEL KEO KUNG.

d. Law enforcement efforts to locate DANIEL KEO KUNG within the
Commonwealth of Massachusetts since that date have been unsuccessful.

4. Following a diligent investigation by local, state and federal authorities, it
has been determined that DANIEL KEO KUNG is no longer residing in the Commonwealth
of Massachusetts.

☐ ARREST☐ HEARING☐ SUMMONS☒ WARRANT

COURT DIVISION

The within named complainant requests that a complaint issue against the within named defendant, charging said defendant with the offense(s) listed below.

Lowell District Court
41 Hurd Street
Lowell, MA. 01852

DATE OF APPLICATION 6/26/04 DATE OF OFFENSE 6/24/04 PLACE OF OFFENSE Lowell, MA

NAME OF COMPLAINANT

Det. Chris Doolin

NO.

OFFENSE

G.L. Ch. and Sec

ADDRESS AND ZIP CODE OF COMPLAINANT

Lowell Police
50 Arcand Dr. Lowell, MA

1.

Murder

265

2.

Illeg. Poss. of a
Firearm

269

5.1

106

NAME, ADDRESS AND ZIP CODE OF DEFENDANT

Daniel Keo KUNG
11 Melrose Terr.
Lawrence, MA

3.

4.

COURT USE
ONLY →

A hearing upon this complaint application will be held at the above court address on

DATE OF HEARING

TIME OF HEARING

AT

COURT USE
← ONLY

CASE PARTICULARS — BE SPECIFIC

NO.	NAME OF VICTIM Owner of property, person assaulted, etc.	DESCRIPTION OF PROPERTY Goods, money, what stolen, etc.	VALUE OR PROPERTY Over or under \$250.	TYPE OF CONTROLLED SUBSTANCE OR WEAPON Marijuana, gun, etc.
1				
2				
3				
4				

In testimony that the foregoing is a true
copy on file and of record made by photo-
graphic process, I hereunto set my hand and
affix the seal of the District Court of Lowell
this _____ day of July, 2004

CLERK MAGISTRATE

OTHER REMARKS:

04-11244

X

SIGNATURE OF COMPLAINANT

DEFENDANT IDENTIFICATION INFORMATION — Complete data below if known.

DATE OF BIRTH	PLACE OF BIRTH	SOCIAL SECURITY NUMBER	SEX	RACE	HEIGHT	WEIGHT	EYES	HAIR
1/18/80	Georgia	175-62-2457	M	A	5'6"	140	bro	blk
OCCUPATION	EMPLOYER/SCHOOL	MOTHER'S NAME (MAIDEN)	FATHER'S NAME					
		Phan KUNG	unk.					

↓ COURT USE ONLY ↓

DATE	DISPOSITION	AUTHORIZED BY
	NO PROCESS TO ISSUE <input type="checkbox"/> At request of complainant <input type="checkbox"/> Complainant failed to prosecute <input type="checkbox"/> Insufficient evidence having been presented	
	PROCESS TO ISSUE <input type="checkbox"/> Sufficient evidence presented <input type="checkbox"/> Defendant failed to appear	TYPE OF PROCESS <input type="checkbox"/> Warrant <input type="checkbox"/> Summons returnable
	<input type="checkbox"/> Continued to _____	

COMMENTS



Lowell

NAME, ADDRESS AND ZIP CODE OF DEFENDANT

KUNG, DANIEL
11 MELROSE TERR.
LAWRENCE, MA

Lowell District Court

TO ANY AUTHORIZED OFFICER:
REASON FOR WARRANT

DATE OF BIRTH	SEX	RACE	HEIGHT	WEIGHT	EYES	HAIR
01/18/1980	M	A	5'06"	140	BRO	BLK

C.C. #	SOCIAL SECURITY #
	175-62-2457

DATE OF OFFENSE	PLACE OF OFFENSE
06/24/2004	LOWELL

COMPLAINANT	POLICE DEPARTMENT
LAFERRIERE, PAUL	LOWELL PD - COMMUNIC

DATE OF COMPLAINT	RETURN DATE AND TIME
06/28/2004	

COUNT-OFFENSE

1 - 265/1 MURDER c265 §1

on 06/24/2004 did assault and beat PONARITH UONG, with intent to murder such person, and by such assault and beating did kill and murder such person, in violation of G.L. c.265, §1. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION; must submit a DNA sample within 90 days of conviction pursuant to G.L. c.22E, §3.)

- ☒ Representation of prosecutor that defendant may not appear unless arrested.
- ☐ Defendant failed to appear after being summoned to appear.
- ☐ Defendant failed to appear after recognizing to appear.
- ☐ Defendant failed to pay court ordered monies in the amount of \$_____.
- ☐ Defendant failed to pay non-criminal motor vehicle fine in the amount of \$_____.
- ☐ Defendant failed to appear for Probation Surrender Hearing
- ☐ Other:

COUNT-OFFENSE

1 - 269/10/J FIREARM, CARRY WITHOUT LICENSE c269 §10(a)

on 06/24/2004 did knowingly have in his or her possession, or under his or her control in a vehicle, a firearm, as defined in G.L. c.140, §121, or a rifle or shotgun, not then being present in or on his or her residence or place of business, and not having in effect a license to carry firearms or otherwise being authorized by law to do so, in violation of G.L. c.269, §10(a). (PENALTY: state prison not less than 2½ years, not more than 5 years; or jail or house of correction not less than 1 year, not more than 2½ years; no continuance with a finding, filing, or suspended sentence; no reduction of sentence, probation, parole, furlough, or sentence deduction until 1 year served; §10(c): firearm, rifle or shotgun to be ordered forfeited.)

COUNT-OFFENSE

In testimony that the foregoing is a true copy on file and of record made by photographic process, I hereunto set my hand and affix the seal of the District Court of Lowell this _____ day of JUL - 1 2004

CLERK/MAGISTRATE

COUNT-OFFENSE

COPY

THE COURT HAS ORDERED THAT A ☒ WARRANT ☐ DEFAULT WARRANT ISSUE AGAINST THE ABOVE DEFENDANT

Therefore you are hereby commanded to arrest the above named defendant and bring the defendant forthwith before this court to answer to the offense(s) listed above and to be dealt with according to law.

WITNESS: FIRST JUSTICE

DATE OF ISSUE
06/28/2004

CLERK/MAGISTRATE/ASST. CLERK